S.B.Cr.Misc. Bail App. No.4009/2007

(Rajendra Kumar vs. State of Rajasthan)

Date of order : August 21, 2007

HON'BLE MR.H.R.PANWAR,J.

Mr.Shambhoo Singh, for the petitioner.
Mr.Ashok Upadhyaya, Public Prosecutor.
Mr.D.S.Udawat, for the complainant.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned.

Victim Sugna is present in Court and has been identified by her counsel Mr.D.S.Udawat. She has stated that she has married to petitioner and has been living with her in-laws and today, she came to the Court along with elder brother of her husband, the petitioner. She has also stated that since she has married to the petitioner and living with her in-laws, now, therefore, there remains no grievance.

It is contended by the learned counsel for the petitioner that the prosecutrix and the petitioner fall in love for last three years and ultimately the prosecutrix married to the petitioner. Learned counsel for the petitioner has placed on record certain letters alleged to have been written by the prosecutrix to the

petitioner expressing her love.

Having considered the totality of facts and circumstances of the case and taking into account the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioner on bail.

Accordingly, this bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioner Rajendra Kumar s/o Ramesh Chandra Damore be released on bail in FIR No.192/2007, P.S. Sadar, Dungarpur provided he furnishes a personal bond in a sum of Rs.20,000/- with two sound and solvent sureties in the sum of Rs.10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR),J.

m.asif/-